

**MISSING PARTS  
TRANSMITTAL FORM**

First Named Inventor	David Foster
Title	Orthopaedic Cement Mixing Device
Serial No.	10/521,875
Filing Date	August 5, 2005
Attorney Docket Number	DHN/360/PC/US
Date	May 5, 2006

Mail Stop Missing Parts  
Commissioner for Patents  
United States Patent and  
Trademark Office  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

**MISSING PARTS OF APPLICATION**

This is in response to the Notice to File Missing Parts of Application mailed March 14, 2006, copy attached.

The Inventor's Declaration is submitted herewith.

Also submitted herewith is our check in the amount of \$65.00 to cover the surcharge for late filing of the Inventor's Declaration.

It is hereby petitioned that any required extension of time be granted for filing the Missing Parts. Please charge any required extension fee to Deposit Account 16-2563.

Respectfully Submitted,

David Foster

05/15/2006 ATRAM1 00000177 10521875

01 FC:2017 65.00 OP

By: 

Guy D. Yale  
Registration No. 29,125  
Alix, Yale & Ristas, LLP  
Attorney for Applicant

Date: May 5, 2006  
750 Main Street, Suite 1400  
Hartford, CT 06103-2721  
(860) 527-9211  
Our Ref: DHN/360/PC/US

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited on the date below with the United States Postal Service as first class mail in an envelope addressed to "Mail Stop Missing Parts, Commissioner for Patents, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450."

Typed or Printed Name Guy D. Yale

Reg. No. 29,125

Signature 

Date: May 5, 2006



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/521,875	David Foster	DHN/360/PC/US

INTERNATIONAL APPLICATION NO.
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PCT/EP04/00980

I.A. FILING DATE	PRIORITY DATE
02/03/2004	02/05/2003

2543  
 ALIX YALE & RISTAS LLP  
 750 MAIN STREET  
 SUITE 1400  
 HARTFORD, CT 06103

CONFIRMATION NO. 3290

371 FORMALITIES LETTER



\*OC000000018251474\*

Date Mailed: 03/14/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 08/05/2005
- Copy of the International Search Report filed on 08/05/2005
- Preliminary Amendments filed on 08/05/2005
- Information Disclosure Statements filed on 11/09/2005
- Oath or Declaration filed on 08/05/2005
- Small Entity Statement filed on 08/05/2005
- Request for Immediate Examination filed on 08/05/2005
- U.S. Basic National Fees filed on 08/05/2005
- Priority Documents filed on 08/05/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

mo

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/521,875	PCT/EP04/00980	DHN/360/PC/US

FORM PCT/DO/EO/905 (371 Formalities Notice)